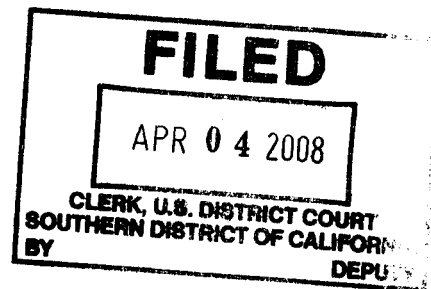


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HANSEN BEVERAGE COMPANY

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA



10
11 HANSEN BEVERAGE COMPANY, a
Delaware corporation,

12
13 Petitioner,

14 v.

15 DSD DISTRIBUTORS, INC., a Wisconsin
corporation

16 Respondent.
17

CASE NO.

**DECLARATION OF TANYA M.
SCHIERLING IN SUPPORT OF PETITION
TO CONFIRM ARBITRATION AWARD
AND EX PARTE APPLICATION TO FILE
DOCUMENT UNDER SEAL**

18 I, Tanya M. Schierling, declare:

19 1. I am a member of the Bar of the State of California and a partner at the law
20 firm of Solomon Ward Seidenwurm & Smith, LLP, counsel for Petitioner Hansen Beverage
21 Company ("Petitioner") in this matter. I make this declaration of my own personal
22 knowledge.

23 2. On April 25, 2007, Petitioner filed a demand for arbitration with JAMS in
24 Orange County, California in accordance with the arbitration provision in the parties'
25 Distribution Agreement (the "Agreement"), § 19. A true and correct copy of the Agreement
26 is attached as Exhibit 2 to this Petition.

27 3. On May 15, 2007, Respondent appeared in the JAMS arbitration proceedings
28 (the "Arbitration") and has participated in the Arbitration since that date.

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CR
DECLARATION OF TANYA M. SCHIERLING IN SUPPORT OF
PETITION TO CONFIRM ARBITRATION AWARD

5. Judge Haden is located in JAMS's San Diego office, and case management for this matter was conducted exclusively out of the JAMS San Diego office.

6. The parties modified the arbitration locale specified in the Agreement by agreeing to conduct the Arbitration, including filing pleadings and conducting motion hearings and the evidentiary proceedings, at the JAMS San Diego office.

7. The Arbitration took place January 22-25, 2008 before Judge Haden in the JAMS San Diego office, with both parties attending and represented by counsel.

8. On April 4, 2008, the Arbitrator issued his Final Award (the “Arbitration Award”). In conjunction with its *ex parte* application for an order filing document under seal, Petitioner will submit a copy of the Arbitration Award to the Court’s chambers, attached as Exhibit 1 to this Petition.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct of my own personal knowledge and that I executed this Declaration on April 4, 2008.

Tanya Schierling
TANYA M. SCHIERLING